

-----)
)
TSA STORES, INC., a Delaware corporation)
d/b/a Sports Authority,)
)
Counterclaimant,)
)
vs.)
)
GRIPITZ, LLC, a California Limited)
Liability Company,)
)
Counter-defendant.)
)
_____)

WHEREAS, on May 9, 2007, Plaintiff GRIPITZ, LLC (“Gripitz”) filed a Complaint against Defendant TSA STORES, INC. (“TSA”), for infringement of United States Patent No. 7,156,791 (“the ‘791 Patent”);

WHEREAS, on July 16, 2007, in response to the Complaint, TSA filed an Answer, Affirmative Defenses and Counterclaim of Defendant TSA Stores, Inc.;

WHEREAS, on August 3, 2007, Gripitz filed its Reply to the Counterclaim of TSA Stores, Inc.;

WHEREAS, the parties have entered into an Agreement setting forth the terms and conditions under which this litigation shall be resolved; and

WHEREAS, Gripitz and TSA, by and through their respective attorneys of record, have stipulated to entry of this Dismissal with Prejudice in compromise and settlement of their respective claims, defenses, and counterclaims pending in the above-captioned action; NOW THEREFORE, good cause appearing,

//

//

//

//

IT IS HEREBY ORDERED, by stipulation of the parties, by and through their counsel of record in this action, that all of the claims, defenses, and counterclaims raised in this action and that this action be dismissed with prejudice.

IT IS SO ORDERED.

Dated: _____

Maxine M. Chesney
United States District Court Judge

IT IS SO STIPULATED:


LAW OFFICES OF MARK L. PETTINARI

By: 
Mark L. Pettinari

Dated: October 18, 2007

Attorneys for Plaintiff Gripitz, LLC

LAW OFFICES OF GERARD F. DUNNE

By: 
Gerard F. Dunne

Dated: Oct 17, 2007

Local counsel:

David W. Hansen (CA Bar No. 196958)
SKADDEN, ARPS, SLATE, MEAGHER & FLOM LLP
525 University Avenue Avenue, Suite 1100
Palo Alto, CA 94301
Telephone: (650) 470-4560
Facsimile: (650) 470-4570
Email: dhansen@skadden.com

Attorneys for Defendant TSA Stores, Inc.